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SUPERIOR COURT, YAVAPAI COUNTY, ARIZONA

2011 APR 20 PM 12:19

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ARIZONA SUPERIOR COURT

BY: \_\_\_\_\_

YAVAPAI COUNTY

STATE OF ARIZONA,

No. P1300CR20081339

Plaintiff,

Vs.

NOTICE  
OF SPECIAL ACTION

STEVEN CARROLL DEMOCKER,

Defendant,

NOTICE OF SPECIAL ACTION & RESPONSE TO DEFENSE MEMORANDUM

Petitioner pro se William E. (Bill) Williams respectfully requests the Court clarify critical issues and hold a long awaited hearing on matters.

As grounds for the motion, Petitioner states:

1. I am a taxpayer in Yavapai County who has standing with the court.

BACKGROUND

Intervener, William E. (Bill) Williams, is researching the DeMocker case and has been allowed to observe, make oral argument, and write about and within courtroom proceedings in the above captioned matter.

ARGUMENT

The attorney for the defendant filed a Memorandum on April 11, 2011 in an attempt to protect sealed court documents.

This Intervener has consistently stated the position that all sealed documents should be open. Intervener objects to the Defendant and the Court forcing Intervener to

select documents from the various categories in the Memorandum and in the Court's issued color chart. In addition, Presiding Judge Mackey's Order and Color Chart is mislabeled P1300CR201001325 – adding the continued cloud of confusion created by all judges assigned to this case and clearly reported in Intervener's prior pleadings. This chart is Not Helpful to journalists because we don't know what is in the documents until we inspect, and their categorization is moot and meaningless to the writing of potential news articles on the murder trial (which are read by Yavapai County taxpayers who are reliant on open government information).

As of the date of this filing the Court has failed to hold its promised hearings on the matter. Nor has the Court acted on an order releasing some documents requested by Judge Darrow and supplied to him by this Intervener. Intervener reserves the right to request other documents in the future.

Deputy attorney general Kathryn J. Winters filed a memorandum in this case stating Supreme Court Rule 123 is controlling here. Yavapai County Prosecutors Sheila Polk and Jack Fields filed memoranda in this case stating their office has no opinion on posting documents and cited A.R.S. § 39-121 as controlling here.

The harms and prayers for relief in Petitioner's prior pleadings are incorporated herein in full. Legal bases and case law cited in Petitioner's previous pleadings and List of Authorities in P1300CR201001325 – Aka P1300CR20081339 – are incorporated herein in full.

#### REQUEST FOR RELIEF

For the foregoing reasons, Petitioner respectfully moves the Court to:

- 1 Issue the Order Intervener has proffered.
2. Supply all of the records requested.

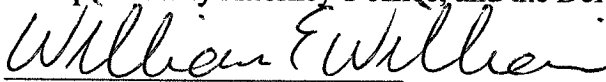
3. Issue a finding of fact and conclusion of law required of this Judge by statute and case law IF records are not released.
4. Issue an order on the unresolved matters stated above sua sponte and without hearing.
5. Or set a hearing on these matters.
6. In the alternative, if no court acts on the above within 30 days of this filing, Intervener will commence a Special Action with the Arizona Supreme Court.

Respectfully Submitted



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I certify that a copy of the foregoing was faxed to Chris Moeser attorney for WNI, the Yavapai County Attorney's office, and the Defendant's attorney.



William E. (Bill) Williams